# JC10 Rec'd PCT/PTO 15 APR 2005

FORM PTO 1390 (REV 5-93)

US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. §371

ATTORNEY DOCKET NUMBER 2005-0532A

U.S. ABPLICATION NO 3 85

International Application No.

PCT/IB2003/004597

International Filing Date October 16, 2003

Priority Date Claimed October 18, 2002

#### Title of Invention

DIAGNOSIS OF GLAUCOMA BY COMPLEX AUTOANTIBODY REPERTOIRES IN BODY FLUIDS

### Applicant(s) For DO/EO/US

Franz GRUS and Stephanie JOACHIM

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- 1. [X] This is a FIRST submission of items concerning a filing under 35 U.S.C. §371.
- 2. [] This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. §371.
- 3. [X] This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1).
- 4. [] A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- <sup>7</sup>5. [X] A copy of the International Application as filed (in English) (35 U.S.C. §371(c)(2))
  - a. [] is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. [X] has been transmitted by the International Bureau.
    - c. [] is not required, as the application was filed in the United States Receiving Office (RO/US)
- 6. [] A translation of the International Application into English (35 U.S.C. §371(c)(2)).
- 7. [X] Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)).
  - a. [] are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. [] have been transmitted by the International Bureau.
  - c. [] have not been made; however, the time limit for making such amendments has NOT expired.
  - d. [X] have not been made and will not be made.
- 8. [] A translation of the amendments to the claims under PCT Article 19.
- 9. [X] An oath or declaration (unexecuted) of the inventor(s) (35 U.S.C. §371(c)(4)).
- 10. [] A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).

#### Items 11. to 14. below concern other document(s) or information included:

- 11. [X] An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- 12. [] An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- 13. [] A FIRST preliminary amendment.
  - [] A SECOND or SUBSEQUENT preliminary amendment.
- 14. [X] Other items or information: (a) PCT Request; (b) Form PCT/IB/308; and (c) Published International Application (WO 2004/036220) including 5 sheets of A4P drawings for Figs. 1-5 and International Search Report.

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEE FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975.

JC12 Rec'd PCT/PTC 1 5 APR 2005 U.S. APPLICATION NOW 5 3 3 3 8 5 INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NO. 2005-0532A NEW • PCT/IB2003/004597 **CALCULATIONS** PTO USE ONLY \*15. [X] The following fees are submitted National Stage Examination Fee \$200.00 Specification/drawings in excess of 100 pages (units of 50 x \$250.00) = ..... \$900.00 **ENTER APPROPRIATE BASIC FEE AMOUNT =** Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)). Number Filed Number Extra Claims Rate X \$50.00 \$300.00 **Total Claims** 26 - 20 =6 Independent Claims 3 - 3 =0 X \$200.00 \$ Multiple dependent claim(s) (if applicable) + \$360.00 \$ \$1,200.00 **TOTAL OF ABOVE CALCULATIONS =** [X] Small Entity Status is hereby asserted. Above fees are reduced by 1/2. \$600.00 \$600.00 SUBTOTAL = Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)). \$ \$600.00 TOTAL NATIONAL FEE = Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property + \$600.00 TOTAL FEES ENCLOSED =

- a. [X] A check in the amount of \$\frac{3600.00}{2}\$ to cover the above fees is enclosed. A duplicate copy of this form is enclosed.
- b. [] Please charge my Deposit Account No.23-0975 in the amount of \$\_\_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. [] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-0975.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b))

must be filed and granted to restore the application to pending status.

19. CORRESPONDENCE ADDRESS

CUSTOMER NO.

000513

Michael R. Davis , Registration No. 25,134

Amount to be refunded

Amount to be charged

<u>\$</u>

WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021

Phone:(202) 721-8200 Fax:(202) 721-8250

April 15, 2005

ICHECK NO. 677W

[2005-0532A]



# 10/531385

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

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Franz GRUS et al.

Mail Stop: PCT

Serial No. 10/531,385

Attorney Docket No. 2005-0532A

Filed April 15, 2005

DIAGNOSIS OF GLAUCOMA BY COMPLEX AUTOANTIBODY

REPERTOIRES IN BODY FLUIDS

[Corresponding to PCT/IB2003/004597 Filed October 16, 2003]

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEE FOR THIS PAPER TO DEPOSIT

ACCOUNT NO. 23-0975.

### **CONFIRMATION OF INVENTORS**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The Transmittal Letter and unexecuted Declaration and Power of Attorney form filed April 15, 2005 name only two inventors (Franz GRUS and Stephanie JOACHIM). The third inventor (Norbert PFEIFFER) was inadvertently omitted from these papers. It is apparent from the published International application (WO 2004/036220) that all three of these persons are correctly named as inventors. This is consistent with the executed Declaration and Power of Attorney form submitted herewith.

Respectfully submitted,

Franz GRUS et al.

Michael R. Davis Registration No. 25,134

Attorney for Applicants

MRD/pth Washington, D.C. 20006-1021 Telephone (202) 721-8200 Facsimile (202) 721-8250 May 16, 2005